

December 13, 2002. In accordance with 37 C.F.R. 1.17(a)(1), authorization to charge a deposit account in the amount of \$110.00 to cover this extension of time request also is submitted herewith.

Claims 1-42 are pending in this application. Claims 1-8, 12-14, 17-25, 30-31, 34-40, and 42 stand rejected. Claims 9-11, 15-16, 26-29, 32-33, and 41 are objected to.


The rejection of Claims 1-8, 12-14, 17-25, 30-31, 34-40, and 42 under 35 U.S.C. § 102(b) as being anticipated by He et al. (U.S. Pat. 6,141,398) is respectfully traversed.

Applicants respectfully submit that the of rejection of Claims 1-8, 12-14, 17-25, 30-31, 34-40, and 42 under 35 U.S.C. § 102(b) as being anticipated by He et al. is an improper rejection because the instant application is a CIP of He et al.

For at least the reasons set forth above, Applicants respectfully request that the Section 102 rejection of Claims 1-8, 12-14, 17-25, 30-31, 34-40, and 42 be withdrawn.

In view of the foregoing amendments and remarks, all the claims now active in this application are believed to be in condition for allowance. Reconsideration and favorable action is respectfully solicited.

Respectfully Submitted,



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Avila et al. :
: Art Unit: 2623
Serial No.: 09/418,142 :
: Examiner: Bhatnagar, Anand P.
Filed: October 14, 1999 :
: :
For: VOLUME IMAGING SYSTEM :

SUBMISSION OF MARKED UP PARAGRAPH

Hon. Commissioner for Patents
Washington, D.C. 20231

Submitted herewith is a marked up paragraph wherein additions are underlined.

This application claims the benefit of U.S. Provisional Application No. 60/109,987, filed November 25, 1998 and is a continuation-in-part (CIP) of Application Serial No. 09/139,438, filed August 25, 1998 and issuing as U.S. Patent No. 6,141,398 assigned to the present assignee.

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